HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI

AND

HON'BLE SRI JUSTICE G. BHAVANI PRASAD

Writ Petition No. 916 of 2006

Between:

P. Prakash Rao

…Petitioner.

And

I&CAD, Medium Irrigation Project

Circle, Bellampally, Adilabad District.

… Respondents.

:: ORDER::

Counsel for the petitioner : Sri Kunreddy Anji Reddy

Counsel for the respondent : G.P. for Irrigation.

February 1, 2006

W.P.No. 916 of 2006

Per G.S. Singhvi, CJ.

In this petition, filed in the name of public interest, the petitioner has prayed for quashing the action of the respondent to reschedule the tender process in connection with IFB No.29/2005-2006 dated 9-12-2005 for execution of works in relation to formation of new tank across Mangalvarrey near Nambala Village, Ribbena Mandal, Adilabad District.

The petitioner claims to be an agriculturist and social worker. His family owns 20 acres of land. He himself is employed as Clerk in Singareni Collieries, Kothagudem, Khammam. He was elected as member of Zilla Parishad Territorial Constituency. He has averred that bids received in pursuance of tender notice dated 9-12-2005 were to be opened on 19-1-2006, but with an ulterior motive of favouring some person, the respondent postponed the opening of the tenders. According to the petitioner, postponement of the tender process is likely to cause serious injury to public interest because the cost of construction is likely to be escalated.

In the context of the averments contained in the writ petition, we asked the learned counsel whether the tenders have been opened on 31.1.2006. In reply, the learned counsel fairly stated that the tenders have been opened yesterday.

In view of the aforementioned development, this petition is disposed of as infructuous with liberty to the petitioner to file fresh petition if he has any legitimate grievance against the decision taken by the competent authority to accept the particular bid.

G.S. SINGHVI, CJ.

G. BHAVANI PRASAD, J.

February 1, 2006.

MVB / svs